

1 BILL NO. G-90-06-43 (AS AMENDED)

2 GENERAL ORDINANCE NO. G- 25-90

3 AN ORDINANCE amending the Thoroughfare
4 Plan of the City Comprehensive ("Master")
5 Plan by vacating a portion of dedicated alley.

6 WHEREAS, a petition to vacate a portion of a public
7 alley within the City of Fort Wayne (as more specifically
8 described below) was duly filed with the City Planning
9 Commission; and

10 WHEREAS, said Commission duly held a public hearing
11 thereon; and

12 WHEREAS, said Commission has duly forwarded its
13 recommendation to this body approving said petition, all in
14 accordance with I.C. 36-7-4-512(2) and this body having held
15 a public hearing on said vacation as provided in I.C. 36-7-
16 4-12; and

17 WHEREAS, this body concurs in the recommendation of the
18 City Planning Commission.

19 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
20 THE CITY OF FORT WAYNE, INDIANA:

21 SECTION 1. That the petition filed herein to vacate a
22 portion of a public alley within the City of Fort Wayne,
23 more specifically described as follows, to-wit:

24 Commence at the Northeasterly corner of Lot 125 in
25 said Hanna's Addition; thence Southwesterly along
26 the Southeasterly line of a 14 foot public alley,
27 being coincident with the Northwesterly line of
28 Lots 125 - 124 in said Hanna's Addition, a
29 distance of 108.0 feet; thence Northeasterly by a
30 deflection right of 135 degrees 00 minutes, a
31 distance of 4.24 feet to a point situated 3.0 feet
32 normally distance Northwestward of said Alley
line; thence Northeasterly and parallel to the
Southeasterly line of said Alley, a distance of
105.0 feet to the Westerly line of Barr Street;
thence Southeasterly along the line aforesaid, a
distance of 3.0 feet to the point of beginning.

SUBJECT TO an Easement over and upon the Southerly 3.0
feet of the public Alley to be vacated for all of the
existing utilities located within said 3.0 foot strip.

1 and which vacating amends the Thoroughfare Plan of the City
2 Comprehensive ("Master") Plan and is hereby approved in all
3 respects.

4 SECTION 2. That this Ordinance shall be in full force
5 and effect from and after its passage, any and all necessary
6 approval by the Mayor.

7 _____
COUNCILMEMBER

8 APPROVED AS TO FORM AND LEGALITY:

9 _____
10 J. TIMOTHY MCCAULAY, CITY ATTORNEY

11 ** Public hearing to be held on _____,
12 the _____ day of _____, 1990,
13 in the Council Chambers.

14
15 _____
16 Sandra E. Kennedy, City Clerk
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#436
BILL NO. G-90-06-43

GENERAL ORDINANCE NO. G-_____

AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating a portion of dedicated alley.

WHEREAS, a petition to vacate a portion of a public
alley within the City of Fort Wayne (as more specifically
described below) was duly filed with the City Planning
Commission; and

WHEREAS, said Commission duly held a public hearing
thereon; and

WHEREAS, said Commission has duly forwarded its
recommendation to this body approving said petition, all in
accordance with I.C. 36-7-4-512(2) and this body having held
a public hearing on said vacation as provided in I.C. 36-7-
4-12; and

WHEREAS, this body concurs in the recommendation of the
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a
portion of a public alley within the City of Fort Wayne,
more specifically described as follows, to-wit:

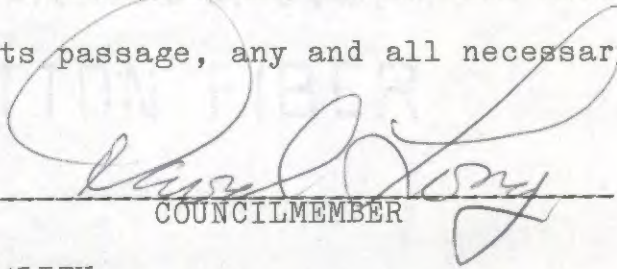
Commence at the Northeasterly corner of Lot 125 in
said Hanna's Addition; thence Southwesterly along
the Southeasterly line of a 14 foot alley, being
coincident with the Northwesterly line of Lots 125
- 124 and part of 123 in said Hanna's Addition, a
distance of 142.5 feet; thence Northeasterly by a
deflection right of 135 degrees 00 minutes, a
distance of 8.48 feet to a point situated 6.0 feet
normally distance Northwestward of said Alley
line; thence Northeasterly and parallel to the
Southeasterly line of said Alley, a distance of
136.5 feet to the Westerly line of Barr Street;
thence Southeasterly along the line aforesaid, a
distance of 6.0 feet to the point of beginning.

SUBJECT TO an Easement over and upon the Southerly 6.0
feet of the public Alley to be vacated for all of the
existing utilities located within said 6.0 foot strip.

#434

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:


J. TIMOTHY MCCAULAY, CITY ATTORNEY

** Public hearing to be held on _____,
the _____ day of _____, 1990,
in the Council Chambers.

Sandra E. Kennedy, City Clerk

FOUR STAR BRAND
SOUTHWORTH CO. U.S.A.
100% COTTON FIBER

Read the first time in full and on motion by Long, seconded by Salinas, and duly adopted, read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 6-26-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Long, seconded by Salinas, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY				<u>1</u>
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 10-9-90.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) ~~(APPROPRIATION)~~ ~~(GENERAL)~~ ~~(SPECIAL)~~ ~~(ZONING MAP)~~ ORDINANCE RESOLUTION NO. 9-25-90 on the 9th day of October, 1990

ATTEST:
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)
Charles S. Red
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of October, 1990, at the hour of 11:30 o'clock 7 M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 18th day of October, 1990, at the hour of 1:30 o'clock PM M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

RECEIPT

No 7307

COMMUNITY DEVELOPMENT & PLANNING

FT. WAYNE, IND., 5-16 1990

RECEIVED FROM YMCA \$ 100.00

THE SUM OF one hundred + 00/100 DOLLARS

ON ACCOUNT OF _____

9732 Alley Upcarter

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

AUTHORIZED SIGNATURE Tark

Date Filed: May 16, 1990

Vacation Petition

I/We YMCA OF GREATER FORT WAYNE
(Applicant's Name or Names)

PETITION TO VACATE ALLEY
(Street, Alley, Utility Easement, Plat,
Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do (does) hereby respectfully
petition the Fort Wayne City Plan Commission to vacate the
following ALLEY with the City of Fort
Wayne, Indiana, and hereby described as follows:

LEGAL DESCRIPTION ATTACHED. WE ARE REQUESTING 6FT. OF ALLEY
BE VACATED - "6FT. by 142.5FT.". A NEW ALLEY, 12' by 150' LONG,
WILL BE ESTABLISHED AS PER DRAWING, MERGING INTO THE EXISTING
14FT. ALLEY AS INDICATED.
(Legal Description of property being vacated) If additional
space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as
follows:

(List reasons for requesting vacation.)

VACATE 6FT. OF ALLEY, NORTH OF THE NEW YMCA, FOR THE
PURPOSE OF SAFETY. PEDESTRIANS WILL HAVE 6FT. OF SAFETY AREA
BEFORE CROSSING ALLEY.

(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority
granted in Indiana Code, and provisions of local ordinance, in
order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described
ALLEY be vacated according to the provisions
of the Indiana Law pertaining thereto.

DATED THIS 16TH DAY OF MAY 1990

FORT WAYNE MASONIC TEMPLE
Adjacent Property Owner,
Typed Name

216 E. WASHINGTON BLVD. 46802
Address Zip

William E. Berger
Signature

CHAIRMAN, BOARD OF TRUSTEES

YMCA of Greater Ft Wayne
Adjacent Property Owner
Typed Name

1020 Barr St. 46802
Address Zip

[Signature]
Signature

LEGAL DESCRIPTION ONLY

Following is a legal description of a part of Lots 100 - 101 and 102 in HANNA'S ADDITION to the City of Fort Wayne, Allen County, Indiana, to be dedicated for Alley purposes and hereinafter described as follows to-wit:

Commence at the Southeasterly corner of Lot 100 in said HANNA'S ADDITION; thence Southwesterly along the Southeasterly line of Lots 100 - 101 and 102 being coincident with the Northwesterly line of a 14 foot public Alley, a distance of 150.0 feet; thence Northeasterly by a deflection right of 135 degrees 00 minutes, a distance of 5.65 feet to a point situated 4.0 feet normally distant Northwestward of the Southeasterly line of Lot 102 in said HANNA'S ADDITION; thence Northeasterly and parallel to the Southeasterly line of Lots 102 - 101 and 100 in said HANNA'S ADDITION, a distance of 146.0 feet to the Westerly line of Barr Street; thence Southeasterly along the line aforesaid, a distance of 4.0 feet to the point of beginning.

LEGAL DESCRIPTION ONLY

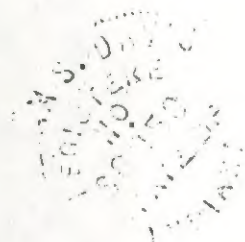
Following is a legal description of a portion of a public Alley to be vacated, said Alley lies North of and adjacent to Lots 123 - 124 and 125 in HANNA'S ADDITION to the City of Fort Wayne, Allen County, Indiana, and in particular described as follows to-wit:

Commence at the Northeasterly corner of Lot 125 in said HANNA'S ADDITION; thence Southwesterly along the Southeasterly line of a 14 foot public Alley, being coincident with the Northwesterly line of Lots 125 - 124 and part of 123 in said HANNA'S ADDITION, a distance of 142.5 feet; thence Northeasterly by a deflection right of 135 degrees 00 minutes, a distance of 8.48 feet to a point situated 6.0 feet normally distant Northwestward of said Alley line; thence Northeasterly and parallel to the Southeasterly line of said Alley, a distance of 136.5 feet to the Westerly line of Barr Street; thence Southeasterly along the line aforesaid, a distance of 6.0 feet to the point of beginning.

SUBJECT TO an Easement over and upon the Southerly 6.0 feet of the public Alley to be vacated for all of the existing utilities located within said 6.0 foot Strip.

IN WITNESS WHEREOF, I place my hand and seal, this 10th day of May 1990.

Wm S. Davis



CERTIFICATE OF SURVEY

NUMBER

OFFICE OF **HOFER AND DAVIS, INC.**

CIVIL ENGINEERS & LAND SURVEYORS
FORT WAYNE, INDIANA

A.K. HOFER P.E. No. 72
(1968) L.S. No. 10504

CARL A. HOFER P.E. No. 7122
L.S. No. 10031

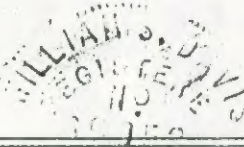
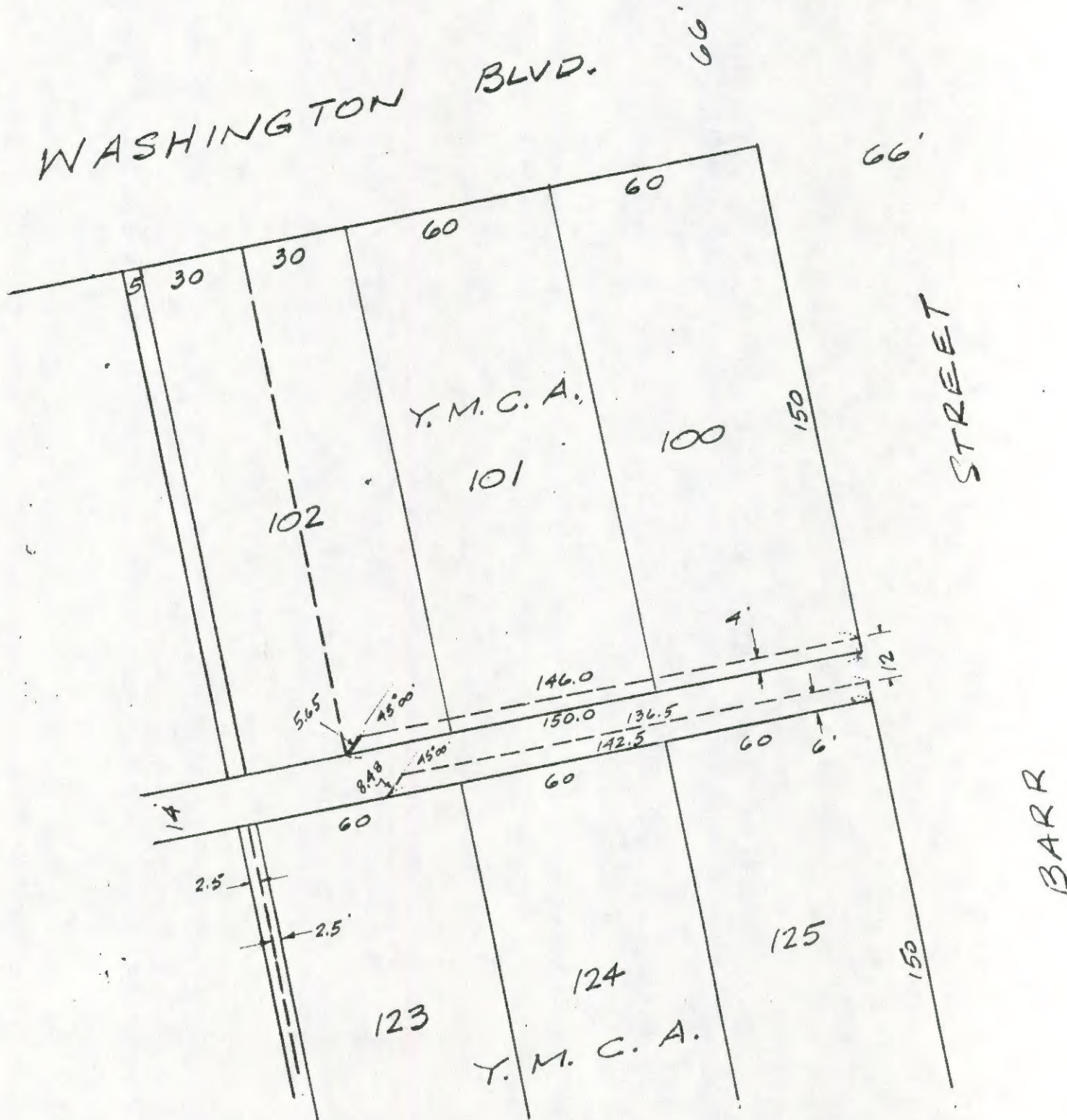
WILLIAM S. DAVIS L.S. No. S-0053
L.S. No. 18114 Michigan

MICHAEL W. DAVIS
L.S. No. 880030

This document is the record of a resurvey of land and real estate situated in the City of Fort Wayne, Allen County, Indiana, made in accordance with the plat and deed record thereof on file in the Office of Recorder of said County and State. The land below described exists in full dimension as herein noted in feet, and is free from encroachments by adjoining landowners, and furthermore, contains entirely within its boundaries the structures of the buildings on it situated; all as below indicated in detail. Any exceptions or discrepancies are below noted.

Scale 40'

DESCRIPTION OF PROPERTY Lot No. **SEE ATTACHED SHEET**



IN WITNESS WHEREOF, I place my hand and

seal, this 10th day of MAY, 1930.

Wm S. Davis

RESOLUTION 78-283-11

WHEREAS, FORT WAYNE MASONIC TEMPLE and YMCA OF GREATER FORT WAYNE have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following alley situated in Fort Wayne, Allen County, to-wit:

Commence at the Northeasterly corner of Lot 125 in said Hanna's Addition; thence Southwesterly along the Southeasterly line of a 14 foot public alley, being coincident with the Northwesterly line of Lots 125 - 124 in said Hanna's Addition, a distance of 108.0 feet; thence Northeasterly by a deflection right of 135 degrees 00 minutes, a distance of 4.24 feet to a point situated 3.0 feet normally distance Northwestward of said Alley line; thence Northeasterly and parallel to the Southeasterly line of said Alley, a distance of 105.0 feet to the Westerly line of Barr Street; thence Southeasterly along the line aforesaid, a distance of 3.0 feet to the point of beginning.

SUBJECT TO an Easement over and upon the Southerly 3.0 feet of the public Alley to be vacated for all of the existing utilities located within said 3.0 foot strip.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

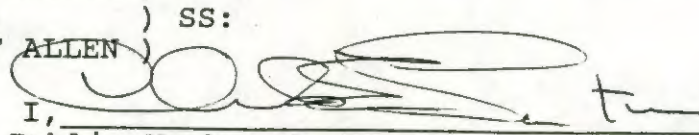
WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:
COUNTY OF ALLEN)

I, , Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held

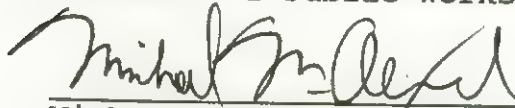
September 12, 1990 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 13th DAY OF September 1990

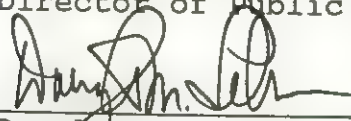
FORT WAYNE BOARD OF PUBLIC WORKS



Charles E. Layton
Director of Public Works



Michael McAlexander
Director of Public Safety



Douglas M. Lehman
Director of Administration & Finance

RESOLUTION

WHEREAS, FORT WAYNE MASONIC TEMPLE and YMCA OF GREATER FORT WAYNE have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following alley situated in Fort Wayne, Allen County, to-wit:

Commence at the Northeasterly corner of Lot 125 in said Hanna's Addition; thence Southwesterly along the Southeasterly line of a 14 foot public alley, being coincident with the Northwesternly line of Lots 125 - 124 in said Hanna's Addition, a distance of 108.0 feet; thence Northeasterly by a deflection right of 135 degrees 00 minutes, a distance of 4.24 feet to a point situated 3.0 feet normally distance Northwestward of said Alley line; thence Northeasterly and parallel to the Southeasterly line of said Alley, a distance of 105.0 feet to the Westerly line of Barr Street; thence Southeasterly along the line aforesaid, a distance of 3.0 feet to the point of beginning.

SUBJECT TO an Easement over and upon the Southerly 3.0 feet of the public Alley to be vacated for all of the existing utilities located within said 3.0 foot strip.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on July 16, 1990 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley.

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley in Allen County, Indiana.

STATE OF INDIANA)) SS:
COUNTY OF ALLEN)

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan

Commission following a public hearing of said Commission held
July 23, 1990, and as the same appears of record in
the official records of said Plan Commission.

DATED THIS 6th DAY OF September 1990

FORT WAYNE CITY PLAN COMMISSION



Robert Huthner
Secretary

AGENT:

Roy Gilliam
1020 Barr St
FORT WAYNE IN 46802

422-6486

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-06-43 AS AMENDED)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, October 9, 1990, at 7:00 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

Commence at the Northeasterly corner of Lot 125 in said Hanna's Addition; thence Southwesterly along the Southeasterly line of a 14 foot public alley, being coincident with the Northwesterly line of Lots 125 - 124 in said Hanna's Addition, a distance of 108.0 feet; thence Northeasterly by a deflection right of 135 degrees 00 minutes, a distance of 4.24 feet to a point situated 3.0 feet normally distance Northwestward of said Alley line; thence Northeasterly and parallel to the Southeasterly line of said Alley, a distance of 105.0 feet to the Westerly line of Barr Street; thence Southeasterly along the line aforesaid, a distance of 3.0 feet to the point of beginning.

SUBJECT TO an Easement over and upon the Southerly 3.0 feet of the public Alley to be vacated for all of the existing utilities located within said 3.0 foot strip.

A portion of the first east/west alley south of Washington Boulevard and west of Barr Street - Relocation of alley - new construction

All interested parties are invited to appear and be heard.

Fort Wayne Common Council



Sandra E. Kennedy
City Clerk

BILL NO. G-90-06-43 (as amended)

REPORT OF THE COMMITTEE ON REGULATIONS

JANET G. BRADBURY, CHAIRPERSON
DAVID C. LONG, VICE CHAIRMAN
EDMONDS, SCHMIDT, TALARICO

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating
a portion of dedicated alley

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

David C. Long

Janet G. Bradbury

Edmonds

Schmidt

Talarico

Long

Bradbury

Edmonds

Schmidt

Talarico

Long

Bradbury

Edmonds

Schmidt

DATED: *10-9-90*

Sandra E. Kennedy
City Clerk

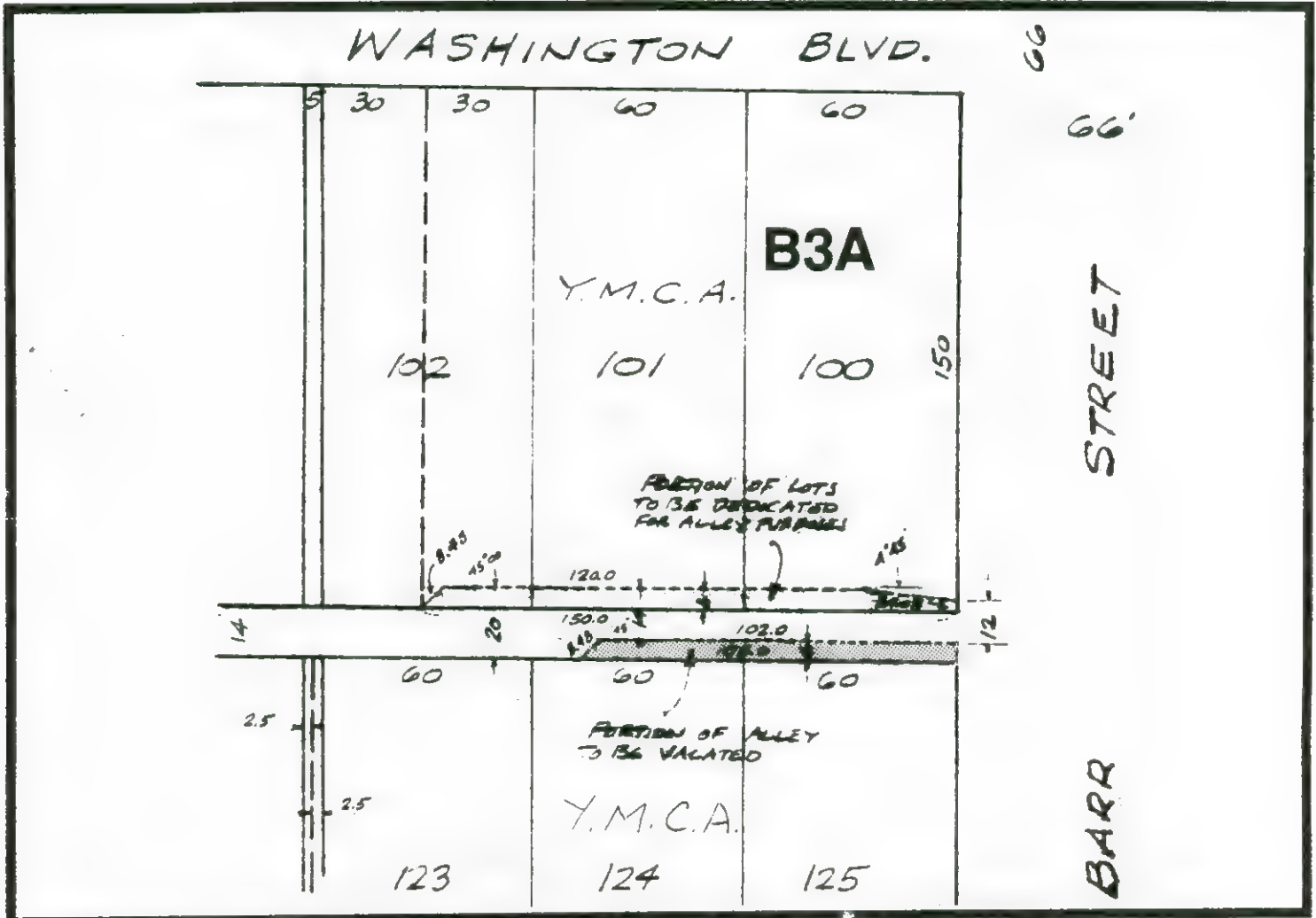
VACATION PETITION

#436

A PETITION TO VACATE THE DESCRIBED PORTION OF PUBLIC ALLEY.

MAP NO. M-6

COUNCILMANIC DISTRICT NO. 1



ZONING:

B3A GENERAL BUSINESS "A"

LAND USE:

☐ COMMERCIAL

AMENDED: July 12, 1990

SCALE: NTS

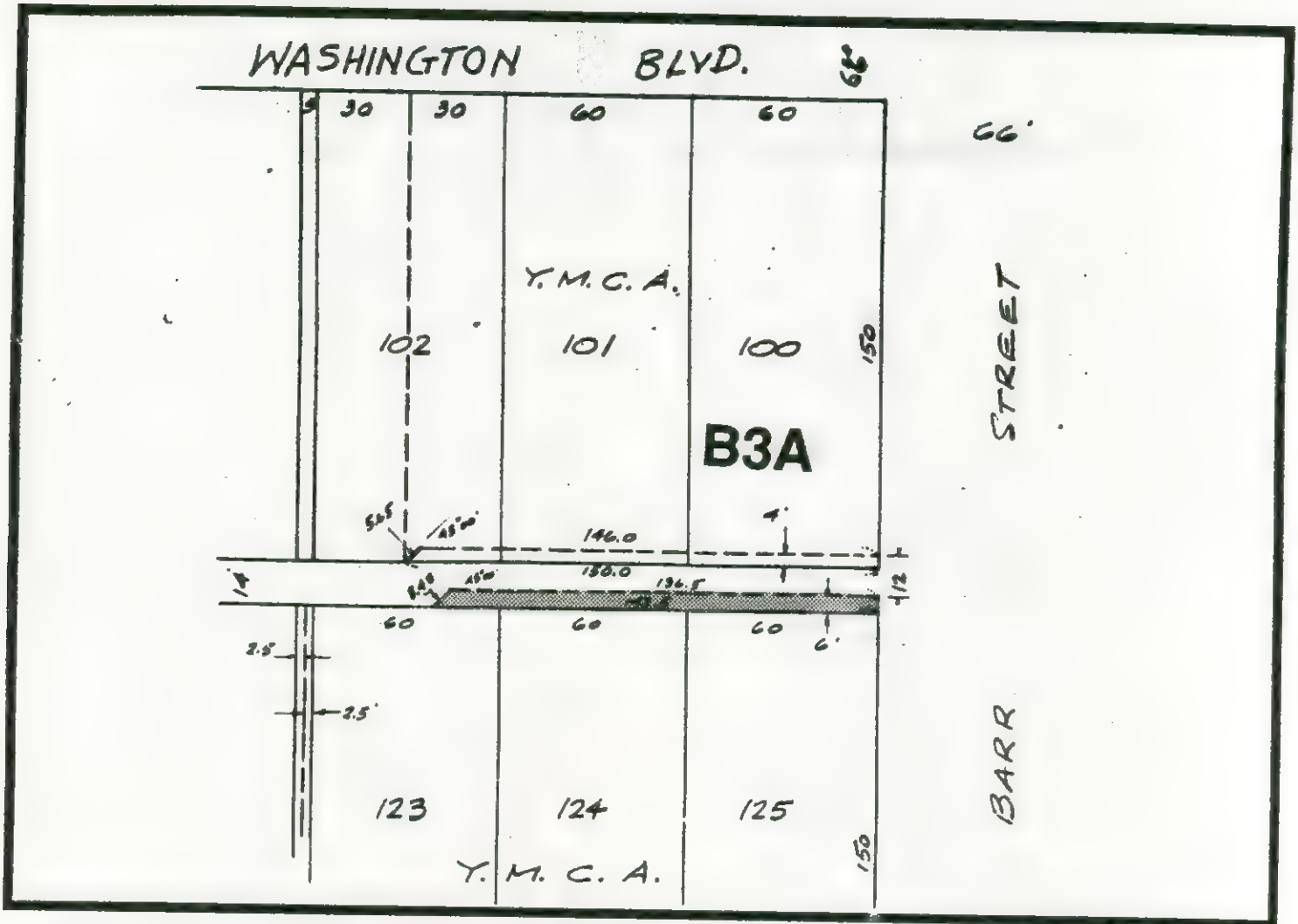
DATE: 7-11-90

VACATION PETITION #436

A PETITION TO VACATE THE DESCRIBED PORTION OF PUBLIC ALLEY.

MAP NO. M-6

COUNCILMANIC DISTRICT NO. 1



ZONING:

B3A GENERAL BUSINESS "A"

LAND USE:



COMMERCIAL

SCALE: NTS

DATE: 5-31-90



Division of Community Development & Planning

BRIEF TITLE

Alley Vacation Ordinance

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address <p>A portion of the first east/west alley south of Washington Blvd & west of Barr St</p>
Reason for Project <p>Relocation of alley - new construction.</p>
Discussion (Including relationship to other Council actions) <p><u>16 July 1990 - Public Hearing</u></p> <p>Kirby Falkenberg, Director of the YMCA at 1020 Barr Street stated that they were requesting the vacation of this portion of alley for safety reasons. He stated that they are constructing a parking lot on the north side of the building and the members of the YMCA will be walking from the parking lot to the building across this alley. He stated they feel that this vacation would give them a buffer zone and allow the people crossing the alley the room to step away from the building and check the traffic in the alley.</p> <p>A representative from the Trustees of the Masonic Temple appeared before the Commission. He stated that they do not object to the vacation of this portion of alley.</p> <p>There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.</p>

POSITIONS

RECOMMENDATIONS

Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/Proponents	Applicant(s) YMCA of Greater Fort Wayne City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to condition (See Details column for condition)
CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Alley Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE A 6' x 142.5' portion of an existing east-west alley south of Washington Blvd., west of Barr Street and adjacent to the YMCA

9-90-06-43
(Withdrawn)

EFFECT OF PASSAGE Property is presently dedicated right-of-way. Property will be vacated and revert to the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.)) _____



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

September 26, 1990

Roy Gilliam
1020 Barr Street
Fort Wayne, IN 46802

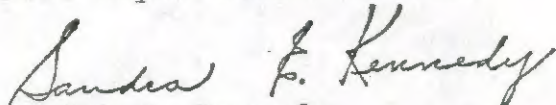
NOTICE OF PUBLIC HEARING ON BILL NO. G-90-06-43
(AS AMENDED)

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, October 9, 1990, at 7:00 P.M. (EST) in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

A portion of the first east/west alley south
of Washington Boulevard and west of Barr Street -
Relocation of alley - new construction

All interested persons are invited to appear and be heard.
Any written material may be submitted to the Common Council
prior to the hearing.

Fort Wayne Common Council


Sandra E. Kennedy
City Clerk

SEK/ne



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

September 25, 1990

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of
September 28, 1990, in both the News Sentinel and
Journal Gazette.

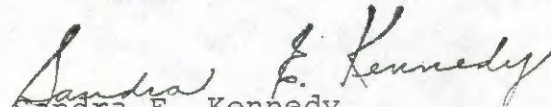
RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-90-06-43 (as amended)
Alley vacation

Please send us 4 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,


Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

Ft. Wayne Common Council
(Governmental Unit)
Allen
County, Indiana

To: The News-Sentinel
P.O. Box 100
Fort Wayne, IN
Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines
Head -- number of lines
Body -- number of lines
Tail -- number of lines
Total number of lines in notice

COMPUTATION OF CHARGES

35 lines, 1 columns wide equals 35 equivalent lines
at .33 cents per line \$ 11.55
Additional charge for notices containing rule or tabular work (50 percent of above amount)
Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 2.00
TOTAL AMOUNT OF CLAIM \$ 13.55

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: September 28, 1990 Title: Clerk
Nicole Allred

PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-06-43 AS AMENDED)
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, October 9, 1990, at 7:00 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:
Commence at the Northeast corner of Lot 125 in the Hanna's Addition; thence Southwesterly along a Southeasterly line of a 14 foot public alley, being incident with the Northwesterly line of Lots 125-124 said Hanna's Addition, a distance of 108.0 feet; thence Northwesterly by a deflection right of 135 degrees 00 minutes, a distance of 4.24 feet to a point along the Northwesterly line of said Alley; thence Northwesterly along the line aforesaid, a distance of 105.0 feet to the West line of Barr Street; thence Northwesterly along the line aforesaid, a distance of 105.0 feet to the point of beginning.
SUBJECT TO an Easement over and upon the westerly 3.0 feet of the public Alley to be vacated for the existing utilities located within said 3.0 foot portion of the first east/west alley south of Shington Boulevard and west of Barr Street - location of alley - new construction.
All interested parties are invited to appear and be heard.
Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

State of Indiana)
Allen County) ss:
I personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/ she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for time (s), the dates of publication being as follows:
9/28/90

Subscribed and sworn to before me this 28th day of Sept., 1990
Nicole Allred

My commission expires: March 3, 1994
Notary Public Whitley County, IN
SHELLEY R. LARUE

Ft. Wayne Common Council

(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

Allen County, Indiana

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State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time(s), the dates of publication being as follows:

9/28/90

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Notary Public Whitley County, IN
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SUBJECT TO an Easement over and upon the easterly 3.0 feet of the public Alley to be vacated for all of the existing utilities located within said 3.0 foot strip.
A portion of the first east-west alley south of Washington Boulevard and west of Barr Street - relocation of alley - new construction.
All interested parties are invited to appear and be heard.
Fort Wayne Common Council
Sandra E. Kennedy
City Clerk